

REMARKS

Reconsideration of the application in view of the above amendments and the following remarks is requested.

In accordance with 37 CFR 1.121, the claims which are being currently amended are presented with markings to indicate the changes that have been made relative to the immediate prior version.

Claim Rejections – 35 U.S.C. §102(b)

Claims 1, 2, 9, 10, 14, 15, and 17

The Examiner rejected claims 1, 2, 9, 10, 14, 15, and 17 under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 2,833,587 (Saunders). These claims have been canceled.

Claims 1 – 3, 9 – 12, 14, 15, and 17

The Examiner rejected claims 1 – 3, 9 – 12, 14, 15, and 17 under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 3,113,770 (Rutledge). These claims have been canceled.

Claims 1 – 13

The Examiner rejected claims 1 – 13 under 35 U.S.C. §102(b) on the ground that they were anticipated by U.S. Patent No. 5,435,027 (Bourgraf). These claims have been canceled.

Claims 30 and 31

The Examiner rejected claims 30 and 31 under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 2,110,227 (Koenigkramer). The Examiner indicated that the operation of

handles 42, 43 disclosed in Koenigkramer could be considered a "preselected triggering event".

Claim 30 has been canceled.

Claim 31 has been amended to better define the invention. In the amended claim 31, the activation of the activation assembly is described as taking place when the main bed frame is lowered to an engagement position where the actuator, which is mounted on the main bed frame, engages the activation assembly, which is mounted on the adjustable bed carriage. Support for the amendments made to claim 31 can be found in paragraphs 0068 to 0074, and in particular, in paragraph 0071.

The Applicant submits that the invention as defined in the amended claim 31 was not anticipated by Koenigkramer because Koenigkramer does not disclose a main bed frame or an adjustable bed frame, and Koenigkramer does not disclose an activation assembly which is activated when a main bed frame is lowered to an engagement position. Accordingly, claim 31 as amended is believed to be patentable over Koenigkramer.

Allowable Subject-Matter

Claims 16, 32, and 33 were "objected to" by the Examiner, as being dependent on one or more rejected base claims. The Examiner indicated that these claims would be allowable if rewritten in independent form respectively including all of the limitations of the respective base claims and any intervening claims.

Claim 16 has been rewritten accordingly.

As noted above, claim 31 has been amended to address the Examiner's comments regarding Koenigkramer. Claims 32 and 33 have been amended to make them consistent with amended claim 31, and also to better define the invention. Claims 32 and 33 are believed to be allowable, as they are dependent (indirectly or directly) on claim 31 as amended.

The Examiner also indicated that claims 18 – 29 were allowed.

The Commissioner is authorized to charge applicable additional fees to the Applicant's agent's deposit account (account no. 501613).

On the basis of the enclosed documents and the foregoing remarks, reconsideration of this application and its early allowance are requested.

Respectfully submitted,
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